

1633



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Beverly M. Emerson

Title: METHOD OF REGULATING TRANSCRIPTION IN A CELL

Docket No.: 1211.003US1

Serial No.: 09/781,592

Filed: February 12, 2001

Due Date: November 2, 2002

Examiner: Brian A Whiteman

Group Art Unit: 1633

Commissioner for Patents
Washington, D.C. 20231

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We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ A return postcard.
- ☒ Response to Restriction Requirement (1 Page).

Please consider this a **PETITION FOR EXTENSION OF TIME** for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

By: [Signature]
Atty: Leif T. Stordal
Reg. No. 46,251

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on this 22nd day of October, 2002.

Name

[Signature: Dawn M. Poole]

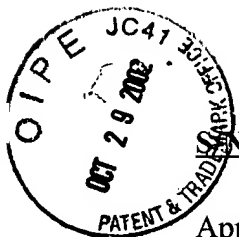
Signature

[Signature: Dawn M. Poole]

Customer Number 21186

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
(GENERAL)

P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)



SN 09/781,592

PATENT

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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, D.C. 20231

#11/K.T.
10/31
ELECTION

In response to the Restriction Requirement mailed October 2, 2002, Applicant elects, with traverse, Group I, Claims 38-51, 53-61, 63-77, 79-85, and 87-88, drawn to methods to identify a test compound that modulates chromatin remodeling. Applicant acknowledges the Examiner's statement that the Restriction Requirement between the linked inventions is subject to the non-allowance of the linking claim(s) 38 and 63. Applicant reserves the right to present the claims of the non-elected restriction groups in one or more divisional applications at a later time.

The Examiner is invited to contact Applicant's Representatives (612-371-2123) if there are any questions regarding this Response or if prosecution of this application may be assisted thereby.

Respectfully submitted,

BEVERLY M. EMERSON

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402

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Date

October 22, 2002

By

Leif T. Stordal

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Name

Dawn M. Kule

Signature

Dawn M. Kule